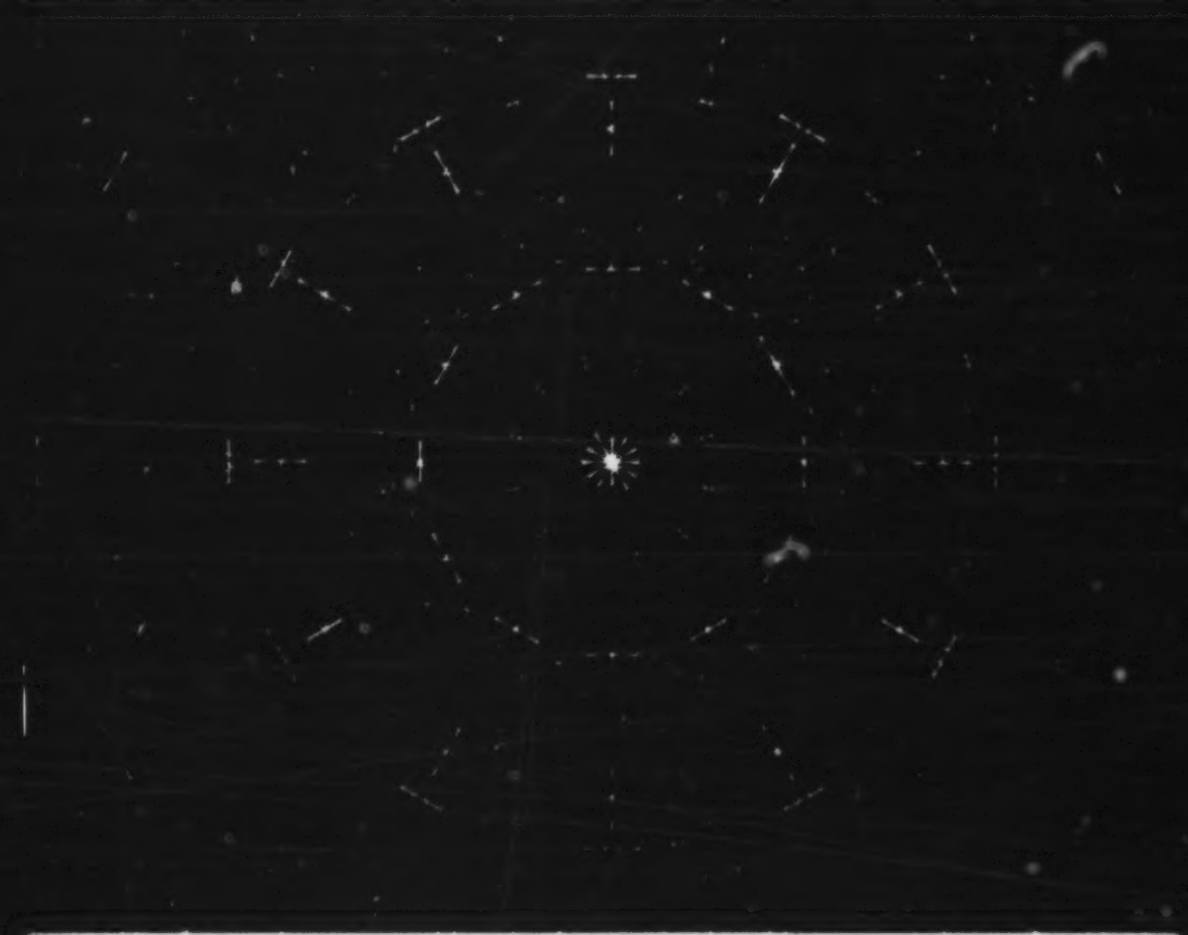
Manitoba

1985-86

Fifteenth Annual Report



Manitoba
Law Reform Commission

86-04865/

FIFTEENTH ANNUAL REPORT

1985-86

May 6, 1986

Hon. Roland Penner, Q.C.
Attorney-General of Manitoba
104 Legislative Building
Winnipeg, Manitoba
R3C 0V8

Dear Mr. Attorney:

In accordance with section 5(2) of *The Law Reform Commission Act*, I submit herewith the 15th Annual Report of the Manitoba Law Reform Commission for the period April 1, 1985 to March 31, 1986.

Yours respectfully,

Clifford H.C. Edwards, Q.C.
Chairman

INTRODUCTION

The Manitoba Law Reform Commission was established by *The Law Reform Commission Act* to which royal assent was accorded on July 21, 1970 and which came into force on October 1, 1970. The statute, as amended in 1984, provides for the Commission to be composed of not more than seven members appointed by the Lieutenant Governor in Council on the recommendation of the minister charged with the administration of the Act. The Hon. the Attorney-General has been the designated minister from the beginning.

During this past year, there have been no relaxations of the budgetary constraints placed on the Commission two years ago. The number of Commissioners has remained at five and we have again not received any financial provision for the hiring of outside consultants. Nevertheless, thanks to the resourcefulness and dedication of our Commissioners and our legal research and support staff, we have been able to produce several major reports this past year including, in particular, the completion of our series of reports dealing with succession law.

Only one change was made in the composition of the Commission. Mr. Justice Lockwood's term as a Commissioner expired on March 31, 1985 and his place was taken in April 1985 by Mr. Justice Gerald O. Jewers, also of the Manitoba Court of Queen's Bench. We place on record our sincere thanks to Mr. Justice Lockwood for all his hard work and the many contributions he made to all our deliberations over the three years during which he served on the Commission. Despite his many judicial duties and also his service as a Commissioner on an Air Transport Inquiry, he was always most faithful in his attendance at our meetings.

THE COMMISSION'S MANDATE

The Manitoba Law Reform Commission is a continuing organization whose objects are set out in *The Law Reform Commission Act*. The Commission's duties are to inquire into and consider any matter relating to law in Manitoba with a view to making recommendations for the improvement, modernization and reform of law, including the removal of provisions which are outdated or inconsistent, the maintenance and improvement of the administration of justice, the review of judicial and quasi-judicial procedures under any Act and the development of new approaches to and new concepts of law in keeping with and responsive to the changing needs of society and of individual members of that society.

The Commission is also required by statute to report from time to time to the minister and to make an annual report on the activities of the Commission.

In the performance of these duties, the Commission institutes and directs research of a legal nature, including studies and research relating to the laws and legal systems and institutions of other jurisdictions in Canada and elsewhere. The Commission may also receive and consider any proposals for the reform of the law that may be made or referred to it by any body or person, and may undertake studies as joint projects with other commissions, agencies or organizations in Canada with the approval of the minister. The minister, however, may assign priority to any project(s) referred to the Commission.

OPERATIONAL OBSERVATIONS

Meetings

During the past year the Commission held eighteen formal meetings. The minimum statutory requirement mentioned in subsection 7(1) of

the Act is four meetings.

Completed Projects

Formal Reports

The following formal Reports were submitted to the Attorney General:

#62 - Small Projects - dated October 7, 1985

In this Report the Commission considered three small areas of the law where it was felt that legislative reform was required.

The first area was section 6 of *The Mercantile Law Amendment Act* which was enacted ninety years ago to abrogate the common law rule which would not enforce debt settlement arrangements because of the requirement of consideration. The Commission recommended that this legislation continue but that the section in question be clarified and that the necessary amendments take into account developments in the law since it was first enacted.

The second area dealt with was the Rule in *Shelley's case* which arose as the result of a 16th century English case of that name. It is uncertain whether the rule actually applies in Manitoba but, in any event, it is an anachronism and the Commission recommended that, for the sake of clarity, it should be abolished by the Legislature.

In the third and final area of study, the Commission looked at two types of waste - permissive and equitable - and recommended that the legislation now governing these categories in the provincial law of property legislation be revised in order to reflect more properly the scope of their intended application.

#63 - The Testators Family Maintenance Act - dated December 16, 1985

The Testators Family Maintenance Act authorizes a court to vary a deceased's will or alter the effect of intestacy rules in a given case to ensure that a deceased's dependants are adequately provided for. However, the courts have not generally confined themselves to a consideration of the dependant's needs, and the deceased's failure to provide for such needs. Instead, they have often interpreted the legislation as permitting an inquiry into whether or not the deceased has fulfilled his or her "moral duty" to dependants. This interpretation has meant awards for adult able-bodied children who are financially comfortable and not dependent upon the deceased.

The Commission recommends that the Act be amended to ensure that only those dependants who are in need of maintenance are permitted to acquire a share of the deceased's estate. To achieve this result, the Commission has recommended an objects and purpose clause at the beginning of the Act. The clause would clarify that the purpose of the Act is to provide maintenance and support to those persons who the deceased was legally obligated to support prior to his or her death.

The Commission also recommends that the Act be amended to clarify that its purpose is to transfer a legal support obligation owed by a deceased during life to the deceased's estate when a dependant is without reasonable maintenance and support. With regard to those persons permitted to apply for an order of support, the Commission recommends that in addition to the spouse and children these should include the deceased's parents, a divorced spouse who was entitled to receive maintenance from the deceased immediately prior to the deceased's death and children over the age of 18 years when they have not completed their education or are unable to earn a livelihood because of illness or disability. The Commission also proposed guidelines to assist the court in coming to decisions in particular cases.

#64 - *The Married Women's Property Act* - dated December 16, 1985

The Married Women's Property Act was first enacted in Manitoba in the late 1800's and has been amended several times since. It was designed to alleviate the extreme disabilities historically placed upon married women by the common law which denied married women a legal existence independent of their husbands.

The Act now contains complex and archaic provisions, the effect of which is to grant to married women the same rights to hold property, to sue and be sued and to enter into and be liable upon contracts as unmarried women. The language of the Act is obscure, and, because of its exclusive focus on married women, its tone is paternalistic.

The Commission, therefore, recommended that the Act itself be repealed and be replaced by a general equality provision, which would state that a married person has a separate and independent personality from that of his or her spouse and that a married person has the same legal capacity as an unmarried person.

In addition, the Report deals with several related laws which treat men and women differently. Recommendations are made to abolish the special rule whereby a married woman is entitled to pledge her husband's credit, the action for alimony which is available only to a wife and also the presumption that where a husband buys property in his wife's name, a gift is presumed but not vice versa.

#65 - Section 83 of *The Queen's Bench Act* - dated March 31, 1986

This section modifies the doctrine of the conclusiveness of foreign judgments in Manitoba, by allowing a re-opening of a foreign judgment on its merits. It is, however, subject to the discretionary power of the court to strike out a defence which is found to be embarrassing or instituted to delay proceedings. The Commission felt that such legislative exceptions to the doctrine of conclusiveness of foreign judgments are undesirable. After considering the present common law, the Commission concluded that no additional protection beyond that provided by the common law rules pertaining to the requirements of jurisdiction of foreign courts and recognition of foreign judgments is necessary for the adequate protection of the local defendant. It was, therefore, recommended that this section of *The Queen's Bench Act* be repealed.

#66 - *The Human Tissue Act* - dated March 31, 1986

The Report is in response to a reference from the Attorney-General to inquire into and report on the need to reform *The Human Tissue Act* of Manitoba. In February, 1985 the Commission circulated a Working Paper setting forth preliminary conclusions and proposals and received numerous helpful briefs.

The Report addresses the issue of the regulation of the removal and use of human tissue and organs for therapeutic, educational and research purposes. This analysis is broken down into two main areas: cadaveric tissue and *inter vivos* ("between the living") tissue procurement.

The main issue for consideration with respect to cadaveric tissue is the failure of Manitoba's present scheme of tissue procurement to meet adequately the ever-increasing demand for human tissue. The Commission examines the present legislative scheme of 'strong contracting-in' and compares it with alternative legal systems including compulsory removal and presumed consent schemes. From this analysis, it is concluded that the present system of procurement based upon voluntary donation should be retained. It is not clear that another system would be either acceptable or more effective than changes *within* the present scheme in increasing the supply of tissue.

The Commission considers a number of possible means of enhancing the supply of tissue within the present legal framework and makes twenty recommendations in this regard. Of particular importance is the recommendation that hospitals consider adoption of a policy of 'routine request' whereby family members are asked to consider donation whenever a suitable person for tissue donation is identified. Also significant are a number of other recommendations directed at hospitals and health care professionals which encourage the development of policies, resources and education in relation to donor identification, support and transportation. Finally, the Commission makes a number of

recommendations for reform which clarify and rationalize donation procedures under the present system and which emphasize the Commission's view that the wishes of the deceased expressed during his/her lifetime should be paramount over those of family members.

Inter vivos donation is not contemplated under the present Act although such donations do occur in Manitoba. The Commission makes a number of significant recommendations in this area after consideration of the jurisprudence and legislative initiatives taken in other jurisdictions. With respect to adult donors, the Commission recommends that they be permitted to donate non-regenerative tissue for transplant purposes and regenerative tissue for transplant and other purposes where there is valid and informed consent to the removal of tissue. Minor donors are divided into two categories: those capable of giving consent to donating tissue ("mature minors") and those incapable of such consent ("immature minors"). The Commission recommends that the former group be allowed to donate tissue for transplant purposes while the latter group may donate only regenerative tissue for transplant purposes where the approval of a Court of Queen's Bench judge has been secured. Donation of tissue by persons who are incapable of understanding the nature and effect of the removal of tissue (except by reason of age) is prohibited. Any questions of competency may be referred to a judge of the Court of Queen's Bench for determination.

In the final part of the Report, the Commission makes a number of recommendations for reform applicable to both cadaveric and *inter vivos* tissue donation. These address the issues of the sale of organs, the disclosure of information, the liability of physicians and general prohibitions and penalties under the legislation proposed by the Commission. The proposed Human Tissue Act, with commentary, incorporates the recommendations of the Commission and is included with the Report.

Informal Reports

The Commission issued one informal report during this period, namely:

#15A - Section 300 of *The Liquor Control Act* - dated June 17, 1985

This section, enacted in 1928, with only minor amendments since that date, imposes liability on an innkeeper who continues to serve patrons who are already intoxicated when some danger exists that the patrons may, in turn, act irresponsibly or carelessly and as a result of intoxication come to their death after leaving the premises. There are two shortcomings to this provision. First, the Act nowhere imposes on such innkeepers any similar liability for non-fatal injuries suffered by the intoxicated person; second, the extent of damages recoverable under

this section is limited to be not less than $100 or more than $1,500. Such amounts, which may have been appropriate in 1928, are quite obviously out of line today and might actually be used to limit the innkeeper's liability for the patrons' death. The judgment of the Supreme Court of Canada in *Jordan House Ltd. v. Menow and Honsberger*, [1974] S.C.R. 239, has, to all intents and purposes, made section 300 largely obsolete and the Commission came to the conclusion that the Canadian courts are wholly capable of settling these issues of liability and compensation using general principles of the law of negligence and therefore recommended that this section of *The Liquor Control Act* be repealed.

Earlier Reports

As is our custom, we have attached to this Report an Appendix which lists all of the Reports issued by this Commission since its inception in 1970 and any original legislation or other administrative action implementing the recommendations in these Reports. We noted in last year's Annual Report that this Commission had been fortunate in having over 80% of its formal and informal reports fully or partially implemented. We are sorry to note, however, that there has been little or no implementation of our Reports during the last two sessions of the Legislature. While we appreciate the many items of business with which the Legislature has to deal, we are concerned that there are two major reports from past years, containing substantial recommendations, which are still outstanding. One is the *Report on Prejudgment Compensation: Alternatives to Interest* (issued January 4th, 1982). As we noted last year, this has been endorsed by the Council of the Manitoba Bar Association and while a Bill was introduced in the last legislative session, it was allowed to die on the order paper. The other is our *Report on the Structure of the Courts, Part II: The Adjudication of Smaller Claims* (issued March 7, 1983). This follows up and complements Part I of our *Report on the Structure of the Courts* which was implemented by the amalgamation of the Court of Queen's Bench and the County Courts of Manitoba on July 1, 1984.

Work in Progress

1. Administrative Law, Part II: Judicial Review of Administrative Decisions - reference from the Attorney-General. This is the second part of the Commission's reference on Administrative Law. It was hoped that this would be completed during the past year. However, the work was delayed due to the loss of our research officer on the project, Ms. J. Tokar, in September 1985. A draft report was circulated for discussion and comment in December 1985 and it is now expected that a final report will be issued during the course of the next few months.

2. Periodic Payment of Damages - reference from the Attorney-General. Again due to staff changes during the past year and the extra responsibilities thereby placed upon our Chief Legal Research Officer, who has been engaged on this project, this report has been delayed.

3. *The Landlord and Tenant Act*, Parts I, II and III - Work on this project has been discontinued with the approval of the Attorney-General due to the setting up by the Government of a special committee to study this legislation.

4. Special Constables - reference from the Attorney-General. The Commission is considering a study of special constable appointments to determine what specific powers and authority should be given to these officers and in particular whether special constables should be deemed to be "peace officers" within the definition of the *Criminal Code*.

5. Section 34 of *The Wills Act*. This section is designed to prevent lapse of gifts in a will if a deceased donee named in a will is a child or other issue or a brother or sister of the testator and that donee leaves surviving issue. The section has created some problems, however. For example, while it may be designed to benefit the deceased donee's issue, this does not always occur and it does discriminate against women without issue. The Commission is studying this and related sections in *The Wills Act* and hopes to issue a report in the next few months.

6. Accident and Illness Compensation (Joint Project). This is a joint project with the Law Reform Commission of Canada which has been endorsed by the Attorney-General. Initially, it is to provide a description of existing federal and provincial (mainly Manitoba) schemes providing compensation to those disabled and to the dependants of those dying as a result of accident (and possibly illness). It will then go on to identify the inter-relationship and overlap of these schemes, as well as possible gaps in their coverage. Prof. P.H. Osborne of the University of Manitoba, Faculty of Law, is the overall Director of this project and we are most indebted to him for his generous help and supervision.

7. Land Titles Registration System (Joint Project). This is a project headed by Prof. Thomas Mapp of the Alberta Institute of Law Research and Reform with participants from the Yukon and Northwest Territories, Saskatchewan and Manitoba. Dean Trevor Anderson is the Commission's representative on this project and he is joined from this province by Mr. M.M. Colquhoun, the Registrar General.

Future Programme

We hope, during the coming year to review *The Nuisance Act* and possibly the tort of nuisance generally. There are other matters which we have deferred pending the receipt of reports from other law reform agencies. These include a review of the field of minors' contracts as well as *The Replevin Act* of Manitoba. We have also deferred our study on the sterilization of minors and mentally disabled persons pending the outcome of the appeal to the Supreme Court of Canada in the case of *Re Eve* originally reported in (1981) 115 D.L.R. (3d) 283.

Personnel

After several years of reporting little or no change in our legal staff, this past year has unfortunately been a year of several changes. In September 1985, Ms. J. Tokar resigned as she was leaving the province to go to Edmonton where she has now joined the staff of the Alberta Institute of Law Research and Reform. Then at the end of October, 1985, Ms. C. Kovacs resigned in order to enter private practice. Early in 1986, Ms. V. Perry, who had been on our half-time staff, resigned to take a position in the Department of the Attorney-General. To each of these persons who has served the Commission so faithfully and so well over several years, we would place on record our sincere appreciation for all that they have done to further the work of law reform in this province and we wish them well in their new fields of professional service. Finally, our great loss, which happened at the very end of this reporting year, was the resignation of our Chief Legal Research Officer, Ms. D. Miller, who is leaving us to take up an important new post in the Constitutional Law Section of the Department of the Attorney-General. She has been with the Commission for almost seven years and given outstanding

service, both as a Legal Research Officer and latterly as our Chief Legal Research Officer, supervising the research programme of the Commission generally. She will be greatly missed and we know that she will be a great asset in the new area of government which she is now entering.

During the year, there were two new additions to our Legal Research staff. Ms. I. Allen joined us in September 1985 and Ms. N. Harwood at the end of October 1985. To both of them we extend a warm welcome.

We have also been fortunate to have Mr. Ian Malkin, LL.M., working for us for a three month period as a special consultant on the project relating to Accident and Illness Compensation. The basic research and the preliminary report he has done have been most comprehensive and we wish him well as he now takes up a University appointment in Melbourne, Australia.

From May to August, we were again able to hire two second year law students. Ms. Sheila Beatty did some very good research in the field of administrative law and also assisted in the preparation of the draft report dealing with Small Projects. Mr. Tim Taylor provided some very good research in connection with our project dealing with human tissue and also took part in the preparation of the draft report on Small Projects. This work was much appreciated and we wish them well as they now begin their articling.

The Secretary of the Commission, Miss S. Pelletier, has unfortunately had to undergo some surgery this year but we are glad to report that she is now convalescing well and will be resuming her duties very shortly. Her continued faithful service to the Commission during the past year, despite her health problems, has been greatly valued. We have again been fortunate to have the services of Ms. T. Fogg for several months this year and her assistance on the word processor has been invaluable.

LIAISON WITH OTHER ORGANIZATIONS

In August 1985, the Chairman attended the Uniform Law Conference in Halifax as one of the Commissioners for Manitoba. Immediately following the Conference, the Chairman also attended a meeting of the Law Reform Agencies of Canada. This provided an excellent opportunity to discuss with those agencies their various projects and progammes. With the holding of the next Uniform Law Conference in Winnipeg in August 1986, the Chairman was elected Chairman of the Law Reform Agencies for the coming year and asked to explore whether it might be possible for this group to meet more frequently.

ACKNOWLEDGMENTS

We have continued to have wide consultations with both the Bench and the Bar and various interest groups and organizations in the community on several projects. We have received great help and cooperation from all concerned and would like to place on record our appreciation of their assistance.

We are also grateful for the help we have received from the staff of the E.K. Williams Library at the Faculty of Law, the Provincial Archives and Legislative Library, the Law Society's Great Library and the Attorney-General's library.

We continue to enjoy good relations with and cooperation from all members of the news media with regard to all phases of our work.

Finally the Commission wishes to express its thanks to the Honourable the Attorney-General Roland Penner, Q.C., for his continuing interest in our work.

This is a Report pursuant to subsection 5(2) of *The Law Reform Commission Act*, signed this 6th day of May, 1986.

Clifford H.C. Edwards, Chairman

Knox B. Foster, Commission

Lee Gibson, Commissioner

John C. Irvine, Commissioner

Gerald O. Jewers, Commissioner

APPENDIX A

REPORTS OF THE MANITOBA LAW REFORM COMMISSION

Subject		Date Submitted	Original legislation implementing the Commission's recommendations
#1	Jury Service for Registered Indians	April 7, 1971	An Act to Amend The Jury Act, S.M. 1971, cap. 32, Royal Assent July 27, 1971
#2	Summary Disposition of Builders' and Workmen's Liens	April 13, 1971	An Act to Amend The Builders and Workmen Act, S.M. 1976, cap. 22, Royal Assent June 3, 1976
#3	Disposition of Maintenance Judgments in Land Titles Offices	May 25, 1971	An Act to Amend The Judgments Act, S.M. 1972, cap. 4, Royal Assent May 9, 1972
#4	An Act Respecting Billiard and Pool Rooms proposed repeal	October 19, 1971	The Statute Law Amendment Act (1974), S.M. 1974, cap. 59, Royal Assent June 14, 1974 (sec. 8)
#5	Recommended Right of Mortgagors to Obtain Annual Statements	October 19, 1971	An Act to Amend The Mortgage Act, S.M. 1972, cap. 59, Royal Assent July 6, 1972
#6	Enactment of a Mineral Declaratory Act	December 20, 1971	The Sand and Gravel Act, S.M. 1972, cap. 34, Royal Assent July 6, 1972 An Act to Amend The Mines Act (sec. 11), S.M. 1972, cap. 70, Royal Assent July 20, 1972 An Act to Amend The Real Property Act (secs. 15 and 16), S.M. 1972, cap. 70, Royal Assent July 6, 1972
#7	Powers of Entry, Search and Seizure in The City of Winnipeg Act	January 24, 1972	An Act to Amend The City of Winnipeg Act (secs. 26, 37, 68, 69, 89 and in part sec. 38, 39 and 63), S.M. 1972, cap. 93, Royal Assent July 20, 1972 (secs. 8, 11, 23-26, 28-35, 38, 97 and 98) S.M. 1974, cap. 73, Royal Assent June 10, 1974

1A	Auto Engine Numbers in Sec 11 of "The Bills of Sale Act"	May 11, 1971	The Statute Law Amendment Act (sec. 3), S.M. 1972, cap. 81, Royal Assent July 20,1972
1B	(a) Prospect of Mortgagor's Relief from Provisions of Sec. 20(6) of "The Mortgage Act"	December 29, 1971	(change not recommended)
	(b) Right to have mortgage discharged upon payment in full after five years	December 19, 1971	An Act to Amend "The Real Property Act" (Sec. 103(1)), S.M. 1972, cap. 37, Royal Assent July 6, 1972
1C	Amending provisions as to costs in Part II of "The County Courts Act" to avoid inconsistency with intent of this new legislation	January 12, 1972	An Act to Amend The County Courts Act, S.M. 1972, cap. 38,Royal Assent July 6,1972
First Annual Report		March 13, 1972	(not applicable)
#8	Section 45 of the Offences Against the Person Act, 1861	July 27, 1972	An Act to Amend The Tortfeasors and Contributory Negligence Act, S.M. 1973, cap 13, Royal Assent May 25, 1973
#9	A Review of "The Privacy Act" with proposed amendments to the Criminal Code of Canada	September 11, 1972	(change not recommended)
#10	The Abolition of Interspousal Immunity in Tort	December 19, 1972	An Act to Amend The Married Women's Property Act, S.M. 1973, cap. 12; An Act to Amend The Tortfeasors and Contributory Negligence Act, S.M. 1973, cap. 13; An Act to Amend The Criminal Injuries Compensation Act, S.M. 1973, cap. 23, Royal Assent May 25, 1973
2A	Comments on draft Bill to Amend "The Jury Act"	April 21, 1972	An Act to Amend The Jury Act (in part), S.M. 1972, cap.56, Royal Assent July 11, 1972

2B	Relaxation of Limit of Number of Trustees under "The Trustee Act"	June 22, 1972	An Act to Amend The Trustee Act, S.M. 1972, cap. 60, Royal Assent July 11, 1972
2C	Uniformity of Definition of Age as between "The Age of Majority Act" (Man.) and the Criminal Code and the Interpretation Act (Can.)	August 14, 1972	(not applicable for provincial amendment)
2D	Automatic Attachment of Wages for Maintenance Orders	November 27, 1972	An Act to Amend The Garnishment Act, S.M. 1974, cap. 8, Royal Assent June 10, 1974
Second Annual Report		March 20, 1973	(not applicable)
#11	The Advisability of a Good Samaritan Law	March 8, 1973	(change not recommended)
#12	Sec. 110 of "The Real Property Act" - the immortal Manitoba mortgage	April 11, 1973	An Act to Amend The Real Property Act, S.M. 1974, cap. 44, Royal Assent June 10, 1974
#13	Pre-licensing Education for Real Estate Agents in Manitoba	December 3, 1973	An Act to Amend The Real Estate Brokers Act, S.M. 1975, cap. 23, Royal Assent June 19, 1975
#14	Special Enduring Powers of Attorney	January 8, 1974	The Powers of Attorney Act, S.M. 1980, cap. 4, Royal Assent July 9, 1980 (in part)
#15	Administration of Justice Part I - Control of Post-arrest/ pre-trial detention	February 26, 1974	Administration of the Public Safety Building in Winnipeg assumed by the Province of Manitoba, effective October 1, 1977; now called "The Winnipeg Remand Centre".
3A	Conferring of matrimonial jurisdiction upon a County Court Judge as a local Judge of The Queen's Bench within the Eastern Judicial District	March 30, 1973	An Act to Amend The Queen's Bench Act, S.M. 1978, cap. 28, Royal Assent July 20, 1978

3B	Correcting recent error in sec. 51 of "The Queen's Bench Act"	September 26, 1973	An Act to Amend The Queen's Bench Act, S.M. 1974, cap. 15, Royal Assent June 10, 1974
3C	Conferring jurisdiction to extend time for payment of fines upon provincial judges other than those who imposed such fines	October 16, 1973	(not applicable for provincial enactment)
3D	Up-dating index to Statutes of Manitoba	October 23, 1973	Indexing commenced
3E	Repeal of sec. 212 of "The Liquor Control Act"	December 19, 1973	Substantial acceptance under s. 16 of an Act to Amend The Liquor Control Act, S.M. 1974, cap. 63, Royal Assent June 14, 1974
Third Annual Report		April, 1974	(not applicable)
#16	Definition of Death	May 6, 1974	An Act to Amend The Vital Statistics Act, S.M. 1975, cap. 5, Royal Assent June 19, 1975
#17	An International Form of Wills for Manitobans	May 6, 1974	An Act to Amend The Wills Act, S.M. 1975, cap. 5, Royal Assent June 19, 1975
#18	The Rule in Saunders v. Vautier	January 8, 1975	An Act to Amend the Trustee Act, S.M. 1982-83-84, c. 38 s.4, Royal Assent August 18, 1983
#19	The Administration of Justice in Manitoba Part II - Review of The Jury System	February 11, 1975	An Act to Amend The Jury Act (in part), S.M. 1977, cap. 18, Royal Assent June 18, 1977 "Trial by Jury" - pamphlet published by the Dept. of the Attorney-General
4A	Interprovincial Subpoenas	January 27, 1975	The Interprovincial Subpoena Act, S.M. 1975, cap. 3, Royal Assent June 19, 1975

4B	Enforcement of Custody Orders	January 27, 1975	The Extra-Provincial Custody Orders Enforcement Act, S.M. 1975, cap. 4, Royal Assent June 19, 1975
4C	Statutory Sums	February 11, 1975	Various amendments to Manitoba Statutes (in part)
Fourth Annual Report		April, 1975	(not applicable)
#20	Report on "The Highway Traffic Act"	June 16, 1975	An Act to Amend The Highway Traffic Act, S.M. 1977, cap. 34, Royal Assent June 18, 1977 (in part) An Act to Amend The Highway Traffic Act and The Tortfeasors and Contributory Negligence Act, S.M. 1980, cap. 19, Royal Assent July 9, 1980
#21	The Administration of Justice in Manitoba Part III - Consolidation of Extra-Provincial Judgment Enforcement	January 28, 1976	-
#22	Some Aspects of Fire Insurance Legislation in Manitoba	February 9, 1976	An Act to amend The Insurance Act, S.M. 1982, cap. 11, s.1, Royal Assent May 25, 1982, (in part)
#23	Family Law - Part I The Support Obligation	February 27, 1976	The Family Maintenance Act, S.M. 1978, cap. 25, Royal Assent July 20, 1978 (in part)
#24	Family Law - Part II Property Disposition	February 27, 1976	An Act to Amend The Gift Tax Act (Manitoba) and The Succession Duty Act (Manitoba), S.M. 1977, (2nd Session), cap. 2, Royal Assent December 12, 1977 The Marital Property Act, S.M. 1978, cap. 24, Royal Assent July 20, 1978 (in part)

			An Act to Amend various Acts relating to Marital Property, S.M. 1978, cap. 27, Royal Assent July 20, 1978 (in part)
			An Act to Amend The Wills Act, S.M. 1980, cap. 7, Royal Assent July 9, 1980
5A	Limitation of Actions for the taking away, conversion or detention of chattels	May 26, 1975	An Act to Amend The Fatal Accidents Act and Limitation of Actions Act, S.M. 1976, cap. 41, ss. 2, 3 and 4, Royal Assent June 11, 1976
Fifth Annual Report		March 29, 1976	(not applicable)
#25	The Case for a Provincial Bill of Rights	May 19, 1976	-
#26	Revision of Birth Certificates of Trans-sexual persons	September 13, 1976	The Vital Statistics Act, S.M. 1982-83-84, cap. 58, Royal Assent August 18, 1983
Sixth Annual Report		March 14, 1977	(not applicable)
7A	The Local Authorities Election Act	May 31, 1977	An Act to Amend The Local Authorities Election Act, S.M. 1980, cap. 48, Royal Assent July 29, 1980
Seventh Annual Report		March 1, 1978	(not applicable)
#27	Limitation of Actions: Time Extensions for Children, Disabled Persons and Others	January 8, 1979	An Act to Amend The Limitation of Actions Act, S.M. 1980, cap. 28, Royal Assent July 29, 1980
#28	Enforcement of Judgments Part I: Exemptions under The Garnishment Act	January 8, 1979	An Act to Amend The Garnishment Act, S.M. 1979, cap. 8, Royal Assent May 11, 1979
#29	Emergency Apprehension, Admissions and Rights of Patients under The Mental Health Act	February 12, 1979	An Act to Amend The Mental Health Act, S.M. 1980, cap. 62, Royal Assent July 29, 1980 (in part)

#30	Confidentiality of Adoption Records	February 12, 1979	An Act to Amend The Child Welfare Act, S.M. 1979, cap. 22, Royal Assent June 15, 1979 (Sec. 60) An Act to Amend The Child Welfare Act, S.M. 1980, cap. 41, Royal Assent July 29, 1980 Establishment of a "Post adoption registry"
8A	Sec. 5(1) of "The Social Allowances Act"	March 30, 1978	The Statute Law Amendment Act (1984), S.M. 1984, cap. 17, s. 29 (not yet proclaimed)
Eighth Annual Report		February 12, 1979	(not applicable)
#31	Political Financing and Election Expenses	August 13, 1979	The Elections Finances Act, S.M. 1980, cap. 68, Royal Assent July 29, 1980
#32	Mechanics' Liens Legislation	August 13, 1979	The Builders' Liens Act, S.M. 1980-81, cap. 7, Royal Assent May 26, 1981
#33	Enforcement of Revenue Statutes	August 13, 1979	The Charter Compliance Statute Amendment Act, S.M. 1985, cap. 50, Royal Assent July 11, 1985 (in part)
#34	Enforcement of Judgments Part III: Exemptions under The Executions Act	October 22, 1979	An Act to Amend The Executions Act, S.M. 1980, cap. 55, Royal Assent July 29, 1980
#35	Estate Claims for Loss of Expectation of Life	October 22, 1979	An Act to Amend The Fatal Accidents Act and The Trustee Act, S.M. 1980, cap. 5, Royal Assent July 9, 1980
#36	Improved Methods of Enforcing Support Orders Against Real Property	November 19, 1979	The Family Law Amendment Act, S.M. 1980, cap. 54, Royal Assent July 19, 1980 (in part)
#37	System of Voter Registration	November 26, 1979	The Elections Act, S.M. 1980, cap. 67, Royal Assent July 29, 1980

#38	The One Year Rule for Enforcement of Arrears in Maintenance	January 21, 1980	An Act to Amend The Family Maintenance Act and The Queen's Bench Act, S.M. 1980, cap. 21, Royal Assent July 9, 1980
9A	The Fire Departments Arbitration Act	April 17, 1979	An Act to Amend The Fire Departments Arbitration Act, S.M. 1980, cap. 27, Royal Assent July 29, 1980
9B	Section 7 of The Payment of Wages Act	August 15, 1979	An Act to Amend The Payment of Wages Act, S.M. 1980, cap. 57, Royal Assent July 29, 1980 (in part)
9C	The Seduction Act	October 22, 1979	An Act to Abolish Certain Actions Concerning Status of Individuals, S.M. 1982, cap. 10, Royal Assent May 25, 1982
9D	Section 9 of The Manitoba Evidence Act	November 6, 1979	An Act to Amend The Manitoba Evidence Act, S.M. 1980, cap. 26, Royal Assent July 19, 1980
9E	The Wills Act and Ademption	November 20, 1979	An Act to Amend The Wills Act, S.M. 1980, cap. 7, Royal Assent July 9, 1980
9F	The term "illegitimate"	December 4, 1979	(change not recommended)
Ninth	Annual Report	February 25, 1980	(not applicable)
#39	Controverted Elections	April 21, 1980	-
#40	Enforcement of Judgments under "The Judgments Act"	April 21, 1980	-
#41	The Statute of Frauds	August 11, 1980	An Act to repeal the Statute of Frauds, S.M. 1982-83-84, cap. 34, Royal Assent August 18, 1983
#42	Occupiers' Liability	August 11, 1980	The Occupiers' Liability Act, S.M. 1982-83-84, cap. 29, Royal Assent August 18, 1983; The Statute Law Amendment Act (1984), S.M.1984, cap. 17, s. 28, Royal Assent June 29, 1984

#43	The Wills Act and the Doctrine of Substantial Compliance	September 8, 1980	The Wills Act, S.M. 1982-83-84, cap. 31, Royal Assent August 18, 1983
#44	The General Register	September 22, 1980	-
#45	Simplified Mortgage	December 15, 1980	(legislative amendment not required)
10A	Municipal Assessment of Personal Property	February 26, 1980	(referred to Special Committee)
10B	The Marriage Settlement Act	October 9, 1980	The Statute Law Amendment Act, S.M. 1980-81, cap. 26, Royal Assent May 26, 1981 (sec. 22)
Tenth	Annual Report	February 16, 1981	(not applicable)
#46	Conflict of Interest of Municipal Councillors	January 4, 1982	The Municipal Conflict of Interest Act, S.M. 1982-83-84, cap. 44, Royal Assent August 18, 1983
#47	Prejudgment Compensation on Money Awards: Alternatives to Interest	January 4, 1982	-
#48	Prescriptive Easements and Profits-a-prendre	January 18, 1982	-
#49	The Rules Against Accumulations and Perpetuities	February 12, 1982	The Perpetuities and Accumulations Act, S.M. 1982-83-84, cap. 43, Royal Assent August 18, 1983
#50	Investment Provisions under "The Trustee Act"	February 12, 1982	An Act to amend The Trustee Act, S.M. 1982-83-84, cap. 38, Royal Assent August 18, 1983
11A	Parents' Maintenance Legislation	March 3, 1981	-
11B	Provincial Offences Procedures	June 29, 1981	An Act to Amend The Summary Convictions Act, S.M. 1972, cap. 24, Royal Assent June 30, 1982
11C	"The Remembrance Day Act"	January 28, 1982	-

Eleventh Annual Report		February 14, 1982	(not applicable)
#51	"The Survivorship Act"	September 7, 1982	The Survivorship Act, S.M. 1982-83-84, cap. 28, Royal Assent August 18, 1983
#52	Structure of the Courts, Part I: Amalgamation of the Court of Queen's Bench and the County Courts of Manitoba	October 25, 1982	An Act to amend The Queen's Bench Act and to repeal The County Courts Act, The Surrogate Courts Act and The County Court Judges' Criminal Courts Act and to amend The Municipal Boundaries Act, S.M. 1982-83-84, cap. 82, Royal Assent August 18, 1983 The Court of Queen's Bench Small Claims Practices Act, S.M. 1982-83-84, cap. 83, Royal Assent August 18, 1983 The Court of Queen's Bench Surrogate Practice Act, S.M. 1982-83-84, cap. 84, Royal Assent August 18, 1983 An Act to amend Various Acts of the Legislature to facilitate the Reorganization and Expansion of the Court of Queen's Bench, S.M. 1982-83-84, cap. 85, Royal Assent August 18, 1983
#53	The Law of Domicile	December 1, 1982	The Domicile and Habitual Residence Act, S.M. 1982-83-84, cap. 80, Royal Assent August 18, 1983
#54	Certificates of Lis Pendens	February 1, 1983	-
#55	Structure of the Courts, Part II: The Adjudication of Smaller Claims	March 7, 1983	The Statute Law Amendment Act (1985), S.M. 1985, cap. 51, Royal Assent July 11, 1985 (in part)
Twelfth Annual Report		April 11, 1983	(not applicable)

#56	Medical Privilege	October 4, 1983	-
#57	Uniform Sale of Goods Act	November 1, 1983	-
Thirteenth Annual Report		April 2, 1984	(not applicable)
#58	Administrative Law; Part I: Procedures of Provincial Government Agencies	June 29, 1984	-
#59	Breach of Promise to Marry	October 1, 1984	-
#60	An Examination of "The Dower Act"	November 19, 1984	-
#61	Intestate Succession	March 25, 1985	-
14A	Jactitation of Marriage	October 5, 1984	-
Fourteenth Annual Report		April 2, 1985	(not applicable)
#62	Small Projects	October 7, 1985	-
#63	"The Testators Family Maintenance Act"	December 16, 1985	-
#64	"The Married Women's Property Act" and Related Matters	December 16, 1985	-
#65	Section 83 of "The Queen's Bench Act"	March 31, 1986	-
#66	"The Human Tissue Act"	March 31, 1986	-
#15A	Section 300 of "The Liquor Control Act"	June 17, 1985	-